

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 GARY PLANT,

5 Plaintiff,

6 v.

7 FRANKLIN MADISON GROUP,

8 Defendant.
9

Case No. 2:19-cv-00216-GMN-CWH

ORDER

10 On February 11, 2019, the court entered an order denying plaintiff Gary Plant's
11 application to proceed *in forma pauperis*. (Order (ECF No. 3).) Plaintiff was ordered to pay the
12 \$400.00 filing fee or file a complete application by March 8, 2019. (*Id.*) To date, plaintiff has
13 not paid the \$400.00 filing fee nor filed a new application. Thus, it appears plaintiff has
14 abandoned this case.

15 IT IS THEREFORE RECOMMENDED that plaintiff's case be DISMISSED without
16 prejudice.

17 **NOTICE**

18 This report and recommendation is submitted to the United States district judge assigned
19 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation
20 may file a written objection supported by points and authorities within fourteen days of being
21 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely
22 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d
23 1153, 1157 (9th Cir. 1991).

24 DATED: May 8, 2019

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26 
27 C.W. HOFFMAN, JR.
28 UNITED STATES MAGISTRATE JUDGE